

GOVERNMENT OF TELANGANA
A B S T R A C T

Hyderabad Metro Rail (H.M.R) – Acquisition of part of the property belonging to 'Sri Panduranga Vittaleshwara Venkatadri Swamy Temple' located at Regimental Bazar, Secunderabad which is being affected in Hyderabad 'Metro Rail alignment' – Filing of affidavit in Hon'ble High Court for obtaining permission – Permission – Accorded.

REVENUE (ENDOWMENTS.II) DEPARTMENT

G.O.MS.No. 21,

Dated:16-02-2015.

Read the following:-

1. From the District Collector, Hyderabad District, letter No.E5/4010-Spl/2014, Dated 30.01.2015.
2. From the General Manager, Land Management, HMR. Lr.No.38/GM/LM/HMR/2013, Dt.07.02.2015
3. From the Commissioner of Endowments Department, Telangana, Hyderabad, Lr.No.F2/489/2015, Dt.02.02.2015 & 11.2.2015

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ORDER:

In the reference 1st read above, the District Collector, Hyderabad has stated that the General Manager (Land Management), Hyderabad Metro Rail (HMR) Limited in his letter dated 27.01.2015 has informed that a part of the property belonging to Sri Panduranga Vittaleshwara Venkatadri Swamy Temple bearing premises No.9-3-14 located at Rezimental Bazar, Secunderabad to an extent of 247.94 Sq. Mts. (or) 296.43 Sq. Yards falls in T.S. No.28 & 30, Block-L, Ward-144 of Bholakpur Village of Secunderabad (Mandal) which is being affected in Hyderabad Metro Rail alignment of corridor - III and the HMR has sent requisition to the Land Acquisition Officer, HMR/GHMC for acquisition of the said property. When the land acquisition is in process, the Executive Officer of the above temple has filed a Writ petition No.40158/2014 challenging the acquisition mainly on the ground that, the acquisition is proposed in violation of orders passed by the division bench of Hon'ble High Court dt.07.06.2005 in W.P.M.P.No.15055/2005 in W.P.No.11812/2005. It is observed that, in the above order, the Hon'ble High Court has directed that "No sales of endowment lands shall be effected without the permission of this court till further orders. No compromises shall be effected under section 89 till further orders from this court with respect to endowment lands". In view of the division bench orders, the Hon'ble Court in W.P.M.P.No.50363/2014 in W.P.No.40158/2014 have passed the following orders on 27.12.2014:-

"Having regard to the order dated.07.06.2005 of the Division Bench of this Court referred to above, it is not open to the third respondent to deprive the petitioner of its property unless relaxation is sought from this Court in that Writ Petition for the acquisition of the property."

2. The District Collector, Hyderabad further informed that the Sub-Registrar Office, Maredpally in his letter dated:28.01.2015 has submitted the Market value and Basic value particulars in respect of the above property in which the Market Value of premises No.9-3-14 situated at Rezimental Bazar main Road is Rs.51,000/- per Sq.Yards and composite value is Rs.3,400/- per Sq.feet. Ground floor 40% extra and First floor 15% extra as per basic value register. The S.R.O., Maredpally has further stated that, the above mentioned

property belonging to Endowments Department is urgently required for Metro Rail purpose and necessary compensation as per rules will be paid by Hyderabad Metro Rail Limited (H.M.R.L) Therefore, the District Collector, Hyderabad has requested to issue necessary permission to the District Collector, Hyderabad for filing an affidavit for obtaining the permission of Hon'ble High Court for acquisition of above property as the Hyderabad Metro Rail project is for public purpose.

3. Further, in the reference 3rd read above, the Commissioner of Endowments Department, Telangana, Hyderabad has informed that the Hyderabad Metro Rail in their Lr.No.38/GM/LM/HMR/2013, Dt.07.02.2015 has proposed to acquire an extent of Acres.108.27 Sq.meters (129.49 Sq.yds.) for Metro Rail purpose and requested the Government to instruct the District Collector, Hyderabad to file an affidavit for obtaining the permission from the Hon'ble High Court for acquisition of 129.49 Sq. Yards in T.S.No.28 and 30, Block-L, Ward-144 of Bholakpur Village of Secunderabad endowed to Sri Panduranga Vittaleshwara Venkatadri Swamy Temple, Regimental Bazar, Secunderabad on payment of prevailing market value of the land in question towards compensation to the temple, as per amended Land Acquisition Act.

4. After careful examination Government hereby accord permission to the District Collector, Hyderabad to file an affidavit in the Hon'ble High Court of Judicature for State of Andhra Pradesh and Telangana for obtaining permission from the Hon'ble High Court for acquisition of 129.49 Sq.Yards (108.27 Sq.meters) along with the structures in T.S.No.28 and 30, Block-L, Ward-144 of Bholakpur Village of Secunderabad endowed to Sri Panduranga Vittaleswara Venkatadri Swamy Temple, Regimental Bazar, Secunderabad, Under new land acquisition Act.

5. The District Collector, Hyderabad is requested to take immediate necessary action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

B.VENKATESWARA RAO
SECRETARY TO GOVERNMENT

To
The District Collector, Hyderabad.
The Commissioner, Endowments Department,
Telangana, Hyderabad.

Copy to:-

The Special Grade Deputy Collector,
Land Acquisition Officer, Metro Rail Project, G.H.M.C.,
Hyderabad.

The Registrar,
Hon'ble High Court of Judicature for
the State of Andhra Pradesh and Telangana.

SF/SC's.

// FORWARDED :: BY ORDER //

SECTION OFFICER.